

UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF PENNSYLVANIA

SUNOCO, INC., and SUNOCO, INC. (R&M), FORMERLY SUN COMPANY, INC. (R&M), <i>Plaintiffs.</i>	Civil Action No. 2: 04 CV 04087 - JRP Judge John R. Padova
v. ILLINOIS NATIONAL INSURANCE COMPANY, <i>Defendant.</i>	FILED Dec. 2, 2008 MICHAEL E. KIRKZ, Clerk By _____

**STIPULATION OF DISMISSAL WITH PREJUDICE
AND [PROPOSED] ORDER**

WHEREAS Sunoco, Inc. and Sunoco, Inc. (R&M) (together "Sunoco") and Illinois National Insurance Company ("Illinois National") (collectively, the "Parties") have agreed to the Settlement Agreement, Release, And Covenant Not To Sue effective July 24, 2008 (the "Settlement Agreement");

WHEREAS pursuant to the Settlement Agreement, all claims asserted by Sunoco in the above-captioned action are to be dismissed with prejudice;

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and between the Parties, by their undersigned counsel, that pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), the above-captioned action is hereby dismissed with prejudice and without fees, costs or sanctions as to any Party.

Dated: Dec. 2, 2008

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*Attorneys for Plaintiffs Sunoco, Inc. and
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SO ORDERED:

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ccc)

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CLERK OF COURT

John R. Padova, J. 12-3-08